

10-31-05 12:37PM FROM-MERCHANT & GOULD P.C.

206-342-6201

T-416 P.006/018 F-694

APPENDIX A

Declarations under Rule 37 C.F.R. § 1.132 (4 pages)

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S/N 10/073,670

OCT 31 2005

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	CHRISTENSEN ET AL.	Examiner:	RIES, LAURIE A.
Serial No.:	10/073,670	Group Art Unit:	2176
Filed:	FEBRUARY 11, 2002	Docket No.:	50037.94USU1
Conf. No.:	4585	Customer No.:	27488
Title:	<b>SYSTEM AND METHOD FOR DISCOVERING INFORMATION ABOUT WEB RESOURCES</b>		

CERTIFICATE UNDER 37 CFR 1.8(d): I hereby certify that this correspondence is being sent via facsimile to (703) 673-6386, Mail Stop Amendment, Commissioner for Patents, Attn: Examiner Laurie Ann Ries, P.O. Box 1450, Alexandria, VA 22313-1450 on 10/31/05, FAX NO. 571-273-8302.

By: Alice Baum  
Name: Alice Baum

DECLARATION UNDER 37 C.F.R. § 1.132

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

We, Erik Christensen, Andrew Layman, and Henrik Frystyk Nielsen, do declare and say as follows:

1. We are co-inventors of the subject matter recited in the claims of the present application (U.S. Patent Application Serial No. 10/073,670).
2. We have reviewed an Office Action dated March 7, 2005 relating to the present application. Our understanding is that the Examiner has cited "Draft: Discovery of Web Services (DISCO)" ("the DISCO document") against the present application under 35 U.S.C. § 102(a). We have further read the DISCO document.
3. The DISCO document was published in July 2000 on <http://msdn.microsoft.com>, which is the Microsoft developer network.
4. The present application is based on an earlier provisional application filed on February 9, 2001, which is within one year of publication of the DISCO document.

5. Appendix B includes a final version of the DISCO document authored by the inventors.

6. Appendix C includes an email thread dated July 7, 2000. The email thread includes inventor comments for suggested revisions to the DISCO document. The email thread also includes as an attachment the final version of the DISCO document authored by the inventors.

7. The email thread indicates that the final version of the DISCO document was sent from Erik Christensen (a co-inventor) to Sara Williams, a technical writer who prepares documents for publication on the Microsoft developer network.

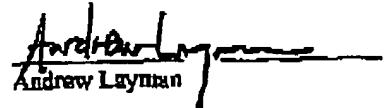
8. The DISCO document published on the Microsoft developer network includes content that is identical to the DISCO document that the inventors authored and provided to Ms. Williams via email. Ms. Williams only made formatting modifications to the inventors-authored DISCO document before publishing the DISCO document.

9. We further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and the like are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: Oct 14, 2005

  
Erik Christensen

Date: Oct. 14, 2005

  
Andrew Layman

Date: \_\_\_\_\_

  
Henrik Frystyk Nielsen

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S/N 10/073,670

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.:	10/073,670	Group Art Unit:	2176
Filed:	FEBRUARY 11, 2002	Docket No.:	50037.94USU1
Conf. No.:	4585	Customer No.:	27488
Title:	SYSTEM AND METHOD FOR DISCOVERING INFORMATION ABOUT WEB RESOURCES		

**CERTIFICATE UNDER 37 CFR 1.6(d):** I hereby certify that this correspondence is being sent via facsimile to (703) 359-6366, Mail Stop Amendment, Commissioner for Patents, Attn: Examiner Laurie Ann Ries, P.O. Box 1450, Alexandria, VA 22313-1450 on 10/31/05, FAX No. 571-223-8302.

By: Alice Baum  
Name: Alice Baum

DECLARATION UNDER 37 C.F.R. § 1.132

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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1. We are co-inventors of the subject matter recited in the claims of the present application (U.S. Patent Application Serial No. 10/073,670).
2. We have reviewed an Office Action dated March 7, 2005 relating to the present application. Our understanding is that the Examiner has cited "Draft: Discovery of Web Services (DISCO)" ("the DISCO document") against the present application under 35 U.S.C. § 102(a). We have further read the DISCO document.
3. The DISCO document was published in July 2000 on <http://msdn.microsoft.com>, which is the Microsoft developer network.
4. The present application is based on an earlier provisional application filed on February 9, 2001, which is within one year of publication of the DISCO document.

5. The technical content that was provided to the author of the DISCO document was provided by the inventors.

6. In pertinent part, the content of the DISCO document corresponds to the inventors' own work.

7. We further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and the like are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: \_\_\_\_\_

Erik Christensen

Date: \_\_\_\_\_

Andrew Layman

Date: OCT 27 2005

Henrik Frystyk Nielsen

Henrik Frystyk Nielsen